

Rockport Facility if that plant is determined to be subject to the NESHAP.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, US Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. American Iron Oxide Company, et al.*, D.J. Ref. 90-5-2-1-07939.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the Northern District of Indiana, 5400 Federal Plaza, Suite 1500, Hammond, Indiana 46320 (contact Asst. U.S. Attorney Wayne Ault (219-937-5500), and at U.S. EPA Region 5, 7th Floor Records Center, 77 West Jackson Blvd., Chicago, Illinois 60604 (contact Assoc. Regional Counsel Cynthia King (312-886-6831)). During the public comment period, the proposed consent decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the proposed consent decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, US Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$13.25 (25 cents per page reproduction cost) payable to the US Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**William Brighton,**

*Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources, Division.*

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Oil Pollution Act

Notice is hereby given that on July 25, 2006, a proposed Consent Decree in *United States et al. v. Bean Stuyvesant, LLC et al.*, Civil Action No. C-03-5694 CRB, was lodged with the United States District Court for the Northern District of California.

The Consent Decree settles claims for natural resource damages under the Oil

Pollution Act, 33 U.S.C. 2701 et seq., and certain state law claims that arose in connection with a 1999 spill of fuel oil from the dredge M/V Stuyvesant in the vicinity of Humboldt Bay, near Eureka, California. Under the Consent Decree the defendants will: (1) Pay \$1,975,000 jointly to the state and Federal natural resource trustees for natural resource damages; (2) pay \$887,090 to cover assessment costs incurred by the U.S. Department of the Interior, the Natural Oceanic and Atmospheric Administration, the California Department of Fish and Game, and the California State Lands Commission; (3) pay \$48,000 to resolve state law claims; and (4) purchase a conservation easement to protect approximately 625 acres of redwood forest in perpetuity as habitat for the marbled murrelet.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States et al. v. Bean Stuyvesant LLC et al.*, D.J. Ref. 90-5-1-1-07061.

During the public comment period, the Consent Decree may be examined on the following Department of Justice Web site <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$17.75 (25 cents per page reproduction costs) payable to the U.S. Treasury.

**Henry S. Friedman,**

*Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

[FR Doc. 06-6809 Filed 8-9-06; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to Clean Water Act

Notice is hereby given that on July 27, 2006, a proposed consent decree in *United States, et al. v. City of Chicopee*, Civil Action No. 06-30121-MAP, was

lodged with the United States District Court for the District of Massachusetts.

The proposed consent decree will settle the United States' and Commonwealth of Massachusetts' claims for violations of the Clean Water Act, 33 U.S.C. 1251, et seq., and the Massachusetts Clean Waters Act, Mass. Gen. Laws ch. 21, § 42, related to the City's combined sewer overflows (CSO's). Pursuant to the proposed consent decree, the City will pay \$150,000 as civil penalty for such violations, as well as institute a two-phased CSO control plan.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States, et al., v. City of Chicopee*, Civil Action No. 06-30121-MAP, D.J. Ref. 90-5-1-1-07953.

The proposed consent decree may also be examined at the Office of the United States Attorney, District of Massachusetts, 1550 Main Street, U.S. Courthouse, Room 310, Springfield, MA. During the public comment period, the proposed consent decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the proposed consent decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. If requesting a copy of the proposed consent decree, please so note and enclose a check in the amount of \$10.00 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Ronald Gluck,**

*Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under Comprehensive Environmental Response, Compensation and Liability Act

Under 28 CFR 50.7, notice is hereby given that on July 18, 2006, a proposed Consent Judgment in *United States, et*